

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
NORTHERN DIVISION**

**JOHN DOE**

**PLAINTIFF**

**V.**

**CIVIL ACTION NO. 3:18-cv-63-DPJ-FKB**

**THE UNIVERSITY OF MISSISSIPPI; STATE  
INSTITUTIONS OF HIGHER LEARNING (“IHL”);  
TRACY MURRY, INDIVIDUALLY AND IN HIS  
OFFICIAL CAPACITY; HONEY USSERY,  
INDIVIDUALLY AND IN HER OFFICIAL CAPACITY;  
STATE OF MISSISSIPPI, and DOES 1-5.**

**DEFENDANTS**

**DEFENDANTS’ MOTION TO FILE EXHIBITS UNDER SEAL**

Pursuant to Local Uniform Rule 79(e), reserving all rights and defenses, Defendants respectfully request that the Court’s permission to file certain exhibits to their Response to Plaintiff’s Motion for Preliminary Injunction under seal. In support of their Motion, Defendants state as follows:

1. This case involves an allegation that Plaintiff John Doe violated the University of Mississippi’s sexual misconduct policy.
2. The Court has already ruled that, because of the nature of the suit and the underlying allegations, Plaintiff should be able to proceed pseudonymously and the complainant’s identity should also be shielded.
3. Defendants have filed a Response to Plaintiff’s Motion for Preliminary Injunction. Certain exhibits to this Response identify both John Doe, Jane Roe, as well as other students. Each of these exhibits contains documents marked “Confidential” under the terms of the Protective Order the Court has already entered [Doc. 74].
4. Filing Defendants’ exhibits under seal is the best way to protect the identities of Doe, Roe, and other students.

5. Defendants' Response and supporting Brief need not be filed under seal because they do not identify Doe, Roe, or other students.

6. In light of the nature of the present request, Defendants request that they be relieved from filing an accompanying memorandum under Local Uniform Civil Rule 79(e)(4). While Defendants do not intend to submit a confidential memorandum, they will separately provide the exhibits to the Court for in camera review.

FOR THESE REASONS, Defendants respectfully request that the Court allow them to file Exhibits "2", "4," "5," "6," and "8" to its Response to Plaintiff's Motion for Preliminary Injunction under seal. Defendants request such other relief as the Court deems appropriate under the circumstances.

THIS, the 3<sup>rd</sup> day of August, 2018.

Respectfully submitted,

**THE UNIVERSITY OF MISSISSIPPI, STATE  
INSTITUTIONS OF HIGHER LEARNING, TRACY  
MURRY, HONEY USSERY, AND THE STATE OF  
MISSISSIPPI**

/s/ Paul B. Watkins, Jr.  
J. CAL MAYO, JR. (MB NO. 8492)  
PAUL B. WATKINS, JR. (MB NO. 102348)  
J. ANDREW MAULDIN (MB NO. 104227)  
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**CERTIFICATE OF SERVICE**

I, Paul B. Watkins, Jr., one of the attorneys for Defendants, do certify that I have electronically filed this document in the ECF system with the Clerk of the Court which sent notification of the filing to all attorneys of record.

THIS, the 3<sup>rd</sup> day of August, 2018.

/s/ Paul B. Watkins, Jr.  
PAUL B. WATKINS, JR.